Continued from Seventh Page.

the foreign notices have been excluded the most part since that publication has been amalgamated with "Who's Who. If this publication hopes ever to become en English "Vapereau" many important Englishmen who are now left out should be noticed and a lot of unimportant persons, whose inclusion was only excusable owing to the peculiar field the book tried to cover, could be left out with great ad-

A curious collection of odds and ends of scientific information has been made by Mr. James C. Fernald in "Scientific Side-Lights" (Funk & Wagnalls Company) The articles were apparently brought together in consequence of the author's work on the "Standard Dictionary." A good deal of the material consists of excerpts from scientific books and the author assures us that "it can be absolutely relied upon." However that may be it brings together a lot of very miscellaneous matter, which will be found useful by many persons and the use of which is facilitated by extremely elaborate indexes.

"The Poetical Works of John Keats." edited with an introduction and memoir by Walter S. Scott, is published in the "Hampstead Edition" by the Macmillans So far as we can see, this is our old friend the excellent "Globe Edition," on thicker and better paper. It seems a pity that with an author whose output is so small as Keats's was, a one-volume edition as large as this could not have been made to in clude the prose works as well.

A memorial to an eloquent and picturesque American is published with the title, A Collection of the Writings of John James Ingalls. Essays, Addresses and Orations," by the Hudson Kimberly Pub-Ishing Company, Kansas City, Mo. Several of the characteristic speeches and writings of the late Senator from Kansas are included, among them "Blue Grass," "John Brown's Place in History," the Gettysburg oration and the addresses on Garfield, Blaine and Kansas. There is no indication of when the various articles first appeared. The collection gives a fair idea of Mr. In-

galls's talents. Mr. James A. Garland's excellent and comprehensive work on everything that relates to the care of horses, "The Private Stable: Its Establishment, Management and Appointments," is published in a new edition by Little, Brown & Company Additional chapters are supplied by different writers on hunters, on exhibiting, on driving and on riding and driving, for women. The book is very fully illustrated and is a valuable reference book for all

who have to do with the stable.

Though intended as a handbook for bakers, "The Baker's Book," edited by Emil Braun (Emil Braun, Bath Beach), will prove interesting to every one that eats bread. It is a judicious translation of the most important materials from "Das Baeckerbuch," by Herr Pusch, and besides countless directions for making different sorts of bread, contains much historical information about the craft and many anecdotes. There are pictures, too, and colored plates; a well-done piece of

Books Beceived.

"The Writings of James Monroe." Vol. VI. Edited by Stanislaus Murray Hamilton. (G. P. Putnam's Sons.) Putnam's Sons.)
"The Proof of Life After Death." Edited by
Robert J. Thompson. (Robert J. Thompson.

"Stories of Humble Friends." Katharine Pyle. (American Book Company.)
"School Composition." William H. Maxwell and
Emma L. Johnston. (American Book Company.)
"The Sabbath Transferred." The Rev. Johns D. Parker, Ph. D. (Johns D. Parker & Co., East

"A Garland of Verses for the Heart of Toll." Albert Lindley Beale. (Eastern Publishing Com-

Letters of an American Countess to Her Friend. (J. S. Oglivie Publishing Company.)
"Black Hill Ballads." Robert V. Carr. (The Leed Publishing Company, Denver.) "Advanced Algebra." William J. Milne, Ph. D.
LL. D. (American Book Company.)

"Unitarianism in America." George Cooke. (American Unitarian Association.)
"The Methodist Year Book, 1903." Edited by
Stephen F. R. Ford. (Eaton & Mains.)
"The Story of the Greatest Nations." Parts
31-44. (Francis R. Nig'utsch.)

FEZ AGAIN IN DANGER.

Sultan Orders His Brother Back to Prison -Missionaries Leave.

Special Cable Despatch to THE SUN LONDON, Jan. 10.-The latest reports from Tangier, purporting to describe the situation at Fez, are somewhat of an alarming character, but they need confirmation. The Times does not go beyond saying that when the latest despatches left the Moroccan capital on Jan. 4 matters were undoubtedly serious. The rebels were then nearing

A despatch to the Morning Leader from Tangier says that the most serious news was received there last evening. The Sultan, jealous of the growing popularity of his brother, whom he had created chie of the army after his release from prison, has ordered that he be imprisoned again. The people of Fez had already begun to Muley Mohammed as Sultan. The despatch adds that there are the gravest sibilities in the situation, and the Sultan's position is most critical.

The American Protestant mission has been compelled to leave Fez, Muley Mommed having demanded as a condition ecedent to his helping his brother, the ultan, that the European influence should cease at the court. The departure of the ion apparently occurred prior to the rted reimprisonment of Muley Mo-

DROP CHRISTIAN DEMOCRACY.

Vatican Officials Did Not Share Pope's Sympathy With It.

Special Cable Despatch to THE SUN ROME, Jan. 9.—The Christian Democratic movement, of which Abbe Romolo Nurri was the head, has been ended owing to the hostility of the Clerical party. It is hoped that some day the Vatican will change its views regarding the movement. It is known that the Pope's sympathy with the ovement was not shared by the Vatican

It has even been said that the recent collapse of the Pope while reading an address was to a certain extent diplomatic, the Pope not desiring to utter opinions which he knew would give offence to the Cardinals. For this reason he stopped the reading, announcing that the remainder of his remarks would be issued to the Cardina's in printed form.

Germany to Send a Minister to Cuba.

Special Cable Despatch to TRE SUN. BERLIN, Jan. 9.- The estimates of the receipts and expenditures of the Foreign Office for 1903 contain the sums of 42,500 and \$6,200 marks for transforming the consulates at Havana and Seoul, Corea, into legations. The official statement says that now the Cuban Republic is recognized as an independent political entity it seems advisable to intrust Germany's important commercial interests in the island to a matic representative.

THE PHILHARMONIC CONCERT.

FOURTH PUBLIC REHEARSAL AT CARNEGIE HALL.

Beethoven's Beautiful Seventh Symphony and Richard Strauss's "Till Eulen-spiegel's Merry Pranks" Heard Again -Mme. Kirkby Lunn the Soloist.

The fourth public rehearsal of the Philarmonic Society, which spread itself upon the minutes of the season at Carnegie Hall yesterday afternoon, was a musical function of sober respectability and refective decorum. The programme was one of selective variety, yet of romantic unity. All the compositions belonged to he era of modern romanticism, though one has taken its place among the classics. This ne was Beethoven's glorious symphony in A major, the seventh, which Wagner described as the apotheosis "of the dance. of Berlioz's song "The Captive," Richard strauss's orchestral work "Till Eulenspiegel's Merry Pranks," two songs by Wagner -- "Im Treibhaus" and "Schmerzen" -and the theme and variations from

Ischaikowsky's third suit for orchestra. It was a solid pleasure to hear Beethoven's eventh symphony again. No doubt there are some restless and insatiable seekers after the eternal new thing who have out grown zest of appetite for this work, but heir state is not to be envied. It wears well with those to whom the lasting things in art are precious. The wonders of the masterly working out of the first movement are not likely to pall upon minds which seek for something deeper than the nere fashion of externals.

Naturally, however, the chief interest in resterday's concert centred in the repetition of the Strauss composition, which has not been heard here since the Boston or chestra played it on Dec. 14, 1899. The work was first played here on Feb. 27, 1896, by the same orchestra under Emil Paur. Till Eulenspiegel is a German character who goes through life playing all sorts of tricks on people. Strauss has always refused to give a schedule of the meanings which he ad when he perpetrated this stupendous joke on the modern orchestra, but it is not difficult to imagine that he had in mind a

sort of humorous view of his own career. No doubt he smiles often when he thinks how with his amazing tone powers he has played pranks in the world of art and got he quidnure; by the ears. In his composition Till is caught and hanged for his leviltry and then Strauss gives us a sort of epilogue which seems to mean that Till should have been an object of pity rather than of hatred. One thing it seems fair to infer from the nature of this music and hat is that Eulenspiegel did some things unfit for publication.

Mendelssohn made a humorist out of the bassoon by causing it to play music which ounded absurd from this instrument. He was a child compared to Strauss who, with marvellous technie little short of devilish, prays ducks and drakes with all the instruments of the orchestra. Flutes go steeplechasing over the highest leger lines; boes gibber and cackle and squeak in their ppermost register; clarinets chortle acidulous staccati throughout their scale; bas-soons gargle and grumble and growl all over the bass and tenor clefs; stopped cornets wail through their noses; horns sputter and spatter in woolly coughs; trom-bones snort and bellow like brazen orche-ted bullet triangles and tambours wrangles

bones snort and bellow like brazen orchetral bulls; triangles and tambours wrangle, and tympani puff and thump till all splits. A vast and writhing kaleidoscope of bizarre color is presented, and at times the ugliness of it is filled with the deadly fascination of one of those half-dissected gods that bloom in India. Humorous? of course, it is humorous. It would make an English doctor of music laugh till tears came to his eyes. But it is clever. It is diabolically clever. It may not be art; it certainly is not beautiful; it even sounds as if it might be unclean if one knew just as if it might be unclean if one knew just what it meant; but the man who wrote it was a wonderfully ingenious scallawag.

The gentlemen of the Philharmonic Society played it very well indeed. They are not a virtuoso orchestra, but they have good routine and when they buckle to their work they can make a valiant struggle even with the amazing orchestration of the Munich Berlioz. It is a pity they did not extend themselves in the same way in the seventh symphony, which they propelled into the auditorium in a limp and dejected state of cold conventionality. dejected state of cold conventionality.

Mr. Damrosch, for reasons of his own, elected to take the trio of the scherzo a little more slowly than it is usually played, and that in the circumstances was un-

Mme. Kirkby Lunn (omit the second k in pronouncing, if you please) sang the three vocal numbers with her big, naturally three vocal numbers with her big, naturally noble contralto voice in a thoroughly calm and self-poised style. Her occasional pressure on the flow of tone through the nasal passages does not add to the beauty of her delivery. But if she would only once in a while put a thrill of warm emotion into the cool atmosphere of her tones, all might be forgiven. It is a grand voice, however. Let us give thanks for that.

"FAUST" AT THE OPERA.

Mme. Eames Indisposed and Mme. Seygard Sings Marguerite.

It was a novelty to find "Faust" bringing up the rear end of the seventh week of the eason of opera at the Metropolitan Opera House. Yet the fact must go on record that it was performed for the first time this season last night, the seventh Friday night of the series. It used to be the custom to bring "Faust" forward at the beginning and give it not only early but often till one irreverent scribe, with the memory of the sacred Festspielhaus at Bayreuth in his mind, christened the Metropolitan the Faustspielhaus. But those halcyon days are gone, and "Faust" has to give way to such modern concoctions of small beer and skittles as "Tosca" and "La Bohème."

But a good thing is none the less delightful because we have to wait for it. Faust" deferred maketh not the heart sick, but gladdeneth the soul of him who thirsteth after beautiful melodies. Gounod's masterpiece is getting on toward half a century of existence, but it is as young and lovely as it was the day it burst upon the world, and it is much better be-

Last night's performance might have been better had it not been necessary for the manager to file what seafaring men call the manager to file what seafaring men call a protest. When cargo is excessively delayed by head winds and heavy seas the skipper files a protest against wind and weather to protect himself against certain complaints. When prima donnas are driven by wind and weather to such indisposition that they cannot sing, a manager ought to have a similar privilege. However, Mr. Grau did not need it very badly last night. Mme. Eames was ill and her place was taken at very short notice by last night. Mme. Eames was ill and her place was taken at very short notice by Mme. Seygard. The audience was one of the largest of the season. It did not look as if any one had asked to have money

turned on account of the change. Mme. Seygard's Marguerite was corr intonation, but it cannot be praised Mine. Seygard's marguerite was correct in intonation, but it cannot be praised for color or character. It was thoroughly conventional. However, her appearance prevented a change of opera, and so she ought to be thanked for what she did. Mr. Alvarez is a rather stalwart and stentorian Faust, but in his delivery of such music as the "Salut demeure" he shows in the elegance of his paraging the results of his parity. of his phrasing the results of his native

training.

Edouard de Reszke was the familiar, picturesque and orotund Mephistopheles of old, and Ms. Scotti was a commendable

Valentine. He sang the air generally known as "Dio possente" with the French text last night. This was an improvement, for the old Italian words always sounded out of place in a French performance. Miss Bridewell was an ineffective Siebel, and Miss Bauermeister aing Martha in her usual style—or, rather, way, for there is no usual style—or, rather, way, for there is no style about it. Mr. Mancinelli conducted. Some new scenery brightened the general appearance of things

CIRCLE THEATRE BROKE HIM. Arthur Etherington in Bankruptcy-Actor

Who Had a Sparse Christmas. Arthur Etherington, actor, of Herbert Etherington, the firm which failed to make a paying enterprise of the Circle Theatre at roadway and Fifty-ninth street, has filed a petition in bankruptcy. The theatre closed shortly before Christmas. Etherington's liabilities are for rent, printing, merhandise, and salaries owed to actors, in all amounting to \$10,100. There are no assets. All his debts were contracted while he and Herbert had the theatre in Novem-

ber and December.

Among the creditors are forty actors and actresses, a few being; Bijou Fernandez, \$75; Mrs. Thomas Barry, \$75; Alice Neal, \$80; W. H. Collier, \$100; Charles W. Swain, \$250; Charles Hallock, \$125; W. H. Redmond, \$350, and Fred Williams, \$65.

LIVE TOPICS ABOUT TOWN.

The funeral held last week at the hyphenated hotel was the first to take place here and was a special privilege to one who had formerly been a liberal guest of the house. Sad as the event was its effect on some of the frequenters of the hotel is said to have been most cheering. The dogged, to have been most cheering. The dogged, faithful frequenters known as the "Waldorf settlers," a kind of settler unknown before the Waldorf habit became so virulent, have looked more contented than they ever did as they survey the crowds that pass through the corridors. Yesterday a man noticed this change in their looks and remarked it to his companion.

"Of course they look happier," was his answer. "They know now that they won't even have to get out of here for their funerals. They can have 'em upstairs and put in at least another twenty-four hours here by that means."

Clyde Fitch has reached that satisfactory stage of his career as a dramatist which enables him to demand of managers the entire control of the way in which his dramas are acted. Just who shall play in them and how they shall be played are matters that Mr. Fitch alone can decide. When will he reach a point from which he can decide what the actors in his company are to wear? Persons who have seen the playwright recently are absorbingly interested in that question. Mr. Fitch's taste in dress as he personally exhibits it this winter suggests the most spectacular effects if he applied it to the stage. His overcoat is unique in sartorial display. On a light gray ground are red stripes, discernible across the street, and above this combination a collar of bright blue.

When Mr. Fitch puts on this coat and rides down the avenue in his one-horse victoria no other sight is so impressive. The view is worth dramatizing—and nobody but Mr. Fitch could do it justice. matters that Mr. Fitch alone can decide.

The situation at the Hotel Majestic the other night when all the waiters left because their head had been discharged night suddenly come almost at any New York hotel. Most of the proprietors are in terror of this functionary, and his arrogance is often to be accounted for through the proprietor's fear of suddenly finding himself without a force to serve his guests. He is compelled to yield to the head waiter, who is able to carry off his men at a moment's notice.

The vast estate left by William Schermerhorn will go to his widow and children n the course of events, but its ultimate destination will be a matter of greater uncertainty. Mr. Schermerhorn left no grandchildren. His married children, who have lived always with him, have always been

It is improbable that the family home in West Twenty-third street will be abandoned for many years to come. It will certainly not be during the lifetime of Mrs. Schermerhorn, and the second generation of the family is quite as much devoted to the old red brick house. It is likely to the old red brick house. It is likely still to have for many years the distinction of being a residence in a block devoted otherwise to business. It was built when New York houses were put up much more substantially than they are to-day, so little of the noise and roar of the streets penetrate its thick walls.

It was in this old house that the custom of having the foreign artists from the opera appear in musicales was first introduced.

appear in musicales was first introduced. Mr. and Mrs. Schermerhorn, who were always liberal patrons of music, began this custom many years ago, astonishing soci-ety, when on one occasion they engaged the entire orchestra from the Academy of Music to play at their home.

Exclusiveness is frequently costly even when the wealthy attempt it without spending any more money than they are compelled to do. In the building of a country house, to-day, the importance of being shut off from the rest of the world is one of the first requisites considered, and recent fashions all tend to make the fence a notable part of every new estate. A New York architect recently surrounded a country home near Philadelphia with an

country nome near Philadelphia with an iron fence that cost \$135,000. And it was by no means the most expensive that his firm had supplied.

W. K. Vanderbilt, Jr., has just begun to surround his estate on Long Island with a fence that is quite unpretentious in comparison with some others that have reparison with some others that have re-cently been put up in that neighborhood. But he will pay \$30,000 for it. Possibly exclusiveness is not altogether the object of these costly means of protection against the world. They serve just as important a

Who would believe that conservatism

could go so far as to prevent a business firm from using typewriters in this day of considerable importance which to this day attends to its correspondence as if the world had never progressed beyond the age in which pen and ink were the only means of writing letters. As a matter of course this enterprise has existed for many years and is most prosperous. Otherwise it would not dare attempt to turn back the wheels of time in this way and satisfy itself with methods of his increase that were the wheels of time in this way and satisfy itself with methods of business that were old-fashioned long ago. The principal personages in this business enterprise still laboriously write letters as they have always done. Some of them are not as young as they once were and their hands are not so firm, so reading their letters is a contrast with the ease of deciphering the printed pages. But the firm clings to its old ways just as tenaciously as did one London banking house, historic in England. Long after gas had become common this company used candles only, and they were daily lit with the regularity that had marked the affairs of the business generation, before gas had been invented. It was only a few years ago that the company finally abandoned its candles and took to gas. It has not got to electricity yet.

Peter Marié, who is now seriously ill, s the possessor of a remarkable collection of miniatures that is really a record of the or miniatures that is really a record or the beauties in New York society in the past thirty years. Mr. Marié knew most of the women whose pictures are preserved in this collection and he admitted to it only those whose beauty seemed to entitle them to a place in an assemblage so carefully chosen. It was practically actually chosen in the practically actually chosen in the second of the day to be invited by Mr. Marié to take a place among the fair women of New York society wasse pictures interested him for so many whose pictures interested him for so many years. As these beauties extended over a period of some years, future generations of New Yorkers will be able to form a good dea of the beauties of the past.

KIPLING'S "TRADE MARK" SUIT

THE AUTHOR LOSES ON APPEAL IN THE FEDERAL COURTS.

Offensive to Ethetle Taste to Class Poems and Pills Together and He Has Not Established His Right to the Elephant's Head, Says the Court.

Rudyard Kipling's suit against G. P.Putam's Sons for \$25,000 damages for infringement of copyright and trade mark and un fair competition was decided against him for the second time yesterday when the United States Circuit Court of Appeals sustained the action of Judge Lecombe in dismissing the case a year ago.

The publishing firm bought from the author's authorized publishers in 1899 a number of unbound sheets of Mr. Kipling's writings and bound them up, together with some of his uncopyrighted writings, to form a "Brushwood" edition, which they placed on the market. Fifteen sets bore on he cover an elephant's head, inclosed in a circle. This, the plaintiff alleged, was his exclusive literary trade mark.

The Court holds that the Putnams had a perfect right to purchase unbound leaves of Mr. Kipling's copyrighted works and to resell them in bindings of their own. As to Mr. Kipling's contention that the Put-nams appropriated his trade mark the Court says:

Court says:

The proposition that an author can protect his writings by a trade mark is unique and, at first blush, seems somewhat startling. It is certainly offensive to the asthetic and poetic taste to place such poems as the "Recessional" and "The Last Chantey" in the same category with pills and soap, to be dealt in as so much merchandise. We do not intend to decide that such a trade mark is sanctioned by the law, but even if it were, it is manifest that the mark does not lose its characteristics because used to designate an unusual variety of "goods." In other words, the author, assuming that he may have such protection, must comply with the law if he would have a valid trade mark.

The Court goes on to state that the ele-The Court goes on to state that the ele-chant's head was not registered as a trade mark until after the present action was begun and that there is no evidence that begun and that there is no evidence that it was ever used as such in this country or in England. No unfair competition on the defendants' port has been shown. The use of the elephant's head, the Court says, was an "impropriety," but it did not prove intentional deception.

PERMANENT ORCHESTRA HERE Committee Formed and Fund Partly Subscribed to Start It.

A meeting in relation to the establishnent of a permanent orchestra in New York with the Philharmonic Society as its basis was held at the home of Mrs. George R. Sheldon, 24 East Thirty-eighth street, on Jan. 5. A brief explanation of the need of a permanent orchestra in New York and the ways in which similar orchestras have the ways in which similar orchestras have been created in other cities was given by Walter Damrosch, who showed that it was feasible to form a like organization, using the present Philharmonic Society as a nucleus, by means of a guarantee fund of at least \$25,000 a year for the next four years. It was then determined that a furst of not less than \$25,000 a year for four years should be raised, and that the administration of it should be placed in the hands of a board of trustees, consisting of fifteen tion of it should be placed in the hands of a board of trustees, consisting of fifteen or more men and women who are interested in musical affairs in this city. On this board the following gentlemen have al-ready signified their willingness to serve: Addrew Carnegie, E. Francis Hyde, Richard Arnold Walter, Dampoogh and Elkan Naum-

Andrew Carnegie, E. Francis Hyde, Richard Arnold, Walter Damrosch and Elkan Naumburg. E. Francis Hyde, Samuel Untermyer and Isaac N. Seligman were appointed a committee to frame a plan for the administration of the trust fund.

An organization committee was appointed as follows: Samuel Untermyer, chairman; Mrs. George R. Sheldon, Mrs. John Jay Knox, Mrs. William P. Douglas, Mrs. Alexander T. Van Nest, Mrs. Frances Hellman, Miss Caroline de Forest, Miss Lucie Howe Draper, Isaac N. Seligman, John Notman, Edward L. Rogers, Edward D. Adams, Harry Harkness Flagler. John Notman was elected treasurer.

At the close of the meeting it was found that over \$10,000 a year for the next four years was already pledged.

PEOPLE'S SYMPHONY CONCERTS. Society Incorporated to Receive Funds and Carry Them On.

The People's Symphony Concert Society. which has been conducting orchestral concerts for two seasons at nominal rates of admission, has been incorporated at Albany. It is the hope of the management that a suitable hall may be erected for it in the near future. Now that it has been incorporated, the society is in a position to receive bequests and gifts. The charter provides for founders, with dues of \$2,500 patrons, \$1,000 and \$500, and annual members with dues ranging from \$100 down to \$1.

annual members with dues ranging from \$100 down to \$1.

At the first annual meeting the following officers were elected: J. Hampden Robb, president; John G. Carlisle, treasurer; Lucien G. Chaffin, secretary; executive committee, S. Mallet-Prevost, Miss Nora Godwin, Mrs. James Speyer, Albert Stettheimer, Mrs. Isaac N. Seligman and Herbert S. Carpenter, Among the original incorporators were Mrs. Richard Watson Gilder, Mrs. Douglas Robinson, Mrs. Charles H. Ditson, Mrs. J. West Roosevelt, Franz X. Arens, Abram S. Hewitt, Robert C. Ogden and John E. Cowdin. and John E. Cowdin

Passion Play for Hoboken.

Dr. Wolfang Goetz of 914 Washington street, Hoboken, has retained a lawyer to draw up articles of incorporation for an organization to be known as the Passion Play Society of America. Dr. Goetz says the society is to be incorporated as a stock company, and that as soon as funds enough are raised to insure the success of the enter-prise, a site will be purchased on the Pali-sades between Union Hill and the Fort Lee Ferry for a music temple suitable for the production of the Oberamm ergau play.

George Fawcett of Baltimore has made contract with Shubert Bros. to produce a series of Isben plays at the Princess Theatre, beginning on Jan. 26. The plays will be produced on Monday, Tuesday and Wednesday afternoons. Mary Shaw will play leading parts in the company.

Ibsen Plays at the Princess.

Amelia Bingham's Leading Man. Mr. Lloyd Bingham has engaged W. L. Abingdon, late of the Adelphi, London, to support Amelia Bingham in "The Frisky Mrs. Johnson," Clyde Fitch's new play, which will be seen at the Princess Theatre

Burglars With Red Pepper.

Mrs. Sophie Ruck, the wife of Julius Ruck tailor employed by Brokaw Bros., was robbed yesterday morning of \$75 by two men who forced their way into her flat at 315 Fifth street, choked her and threw red pepper in her face.

Mrs. Ruck was found unconscious half an hour later by Mrs. Agnes Lambert, a neighbor. Her husband reported the case to the police of the Fifth street station, and Inspector Brooks, the new head of the Detective Bureau, set a number of men at work on the case.

When Mrs. Lambert found her, Mrs. Ruck was in a faint on the floor. The police found marks on the woman's throat and traces of the red pepper. No one else in the house, which is a four-story tenement, knew anything of the two men. robbed yesterday morning of \$75 by two men

knew anything of the two mer

Minister Buck's Body Brought Home.

SAN FRANCISCO, Jan. 9 .- The body of United States Minister Alfred E. Buck was brought back from Japan by the steamer Korea, which arrived to-day. Three Ballots for Senator at Raleigh. RALEIGH, N. C., Jan. 9 .- Three ineffectual

ballots for United States Senator were taken in the Democratic caucus to-night,

THE M'CONNELL DIVORCE SUIT. Testimony of Witnesses Who Knew Florist's Wife as Mrs. Payne.

WHITE PLAINS, Jan. 9.—Supreme Court Justice Garretson heard testimony to-day in the action for an absolute divorce brought by Alexander McConnell, a New York florist, against his wife, Mabel McConnell. Neither the wife nor her lawyer was present.

According to the testimony, Mrs. McConell was known a part of the time as the

wife of W. I. Payne, an insurance agent. The testimony against Mrs. McConnel all hinged on her photograph. Mrs. Mary E. Malloy, a dressmaker, who lived next door to the McConnells when they lived in New Rochelle, identified the photograph and declared that in 1898 she saw the defendant and Payne together frequently. The witness declared that Payne apparently had the running of the McConnell house during the absence of the husband, that he went in without knocking and generally stayed almost all day. Detective William W. Wright told how he had shadowed Mrs. McConnell and traced her to 201 West 120th street, New York, where Payne had apartments. He said he saw her come out with Payne and that he was told there by the elevator men that she was known as Mrs. Payne. Lawyer McBurney then called Rose Johnson, the caretaker of an apartment house at 80 Manhattan avenue, and showed her a photograph of Mrs. McConnell. She said that it was the picture of a woman who lived in the Manhattan avenue house at one time and who claimed to be Mrs. W. I. Payne. Justice Garretson told Lawyer McBurney to prepare findings and judgment in favor of the plaintiff. Malloy, a dressmaker, who lived next

HOUSES FOR PARK SQUIRRELS. Now the Question is, Will the Squirrels Live

in Them? Park Commissioner Willcox happened to see the nest of a grav squirrel, which was built of twigs and leaves on the branch o a tree in Central Park, knocked down by ecent heavy wind, and he thought some thing should be done to give the squirrels of which there are several hundred in the Park a stable winter home

Park, a stable winter home.

He placed the matter in the hands of Director Smith of the menagerie, who had a dozen small houses built as an experiment. These were placed on trees in Mount ment. These were placed on trees in Mount Morris Park vesterday to see if the little animals would make use of them. If they do, then others will be constructed and placed in the other parks.

The small houses are covered with bark and are made to resemble branches, with holes for doors. It is difficult to get squir-

The second annual Knickerbocker Charity Ball was given last night in the big ballroom of the Waldorf-Astoria. Mrs. Henry Clark Coe of 8 West Seventy-sixth street, organized it. There were many naval and arn y officers in the military march that opened the ball. These included Rear Admiral Albert S. Barker, Col. Mills and Col. Bellinger of West Point, Col. Murray of Fort Totten and Capt. Richmond Pearson

Walsh and Kear Raid Together. Acting Inspector Walsh and Capt. Kear

the West Sixty-eighth street station raided an alleged disorderly house in West Sixty-first street last night. They arrested six women and the alleged proprietor, Margaret Miller

LEMAIRE ET PARIS



It is quality that has made the name Lemaire famous. See that this name, spelled L-E-M-A-I-R-E (as above), is on the end and around the eye piece of every Opera and Field Glass you buy; otherwise you will buy worthless imitations. For sale by all responsible dealers.

AMUSEMENTS.

HERALD Square | Evenings at 8. Matinee To-day, 2. Telephone 703-38.

MANSFIELD JULIUS CÆSAR Mr. Mansfield's last appearance here in Shakespere's great tragedy will occur Satur-day evening, Jan. 17th.

PRINCESS B'way & 20th St. Tel. 2482 Mad.
Matinees To-day and Thurs.
LAST 10 PERFORMANCES.
"Mr. Aubrey Boucleault scored an undoubted triumph in WHEN ALL THE WORLD WAS YOUNG; or. HEIDEL GERG. "-N. Y. Herald. CASINO Broadway & 30th Mais. To-day & Wed. 2:13.

"A CHINESE HONEYMOON."

SILK SOUVENIRS AT TO-DAY'S MATINEE. WILLIAM Last Matinec, 2:15.
Last Matinec, 2:15.
Last Night, 8:20.
FAVERSHAM IMPRUDENCE. NEXT TUESDAY, SEATS NOW ON SALE.
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NEW SAVOY THEATRE, 34th St. & B'way, Evgs. at 8:25. Mats. 2:15. CHARLES FROHMAN Manager
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THE GIRL WITH

THE OREEN EYES TO CLARA BLOODGOOD

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Another Marlowe Triumpa.
Evgs. 8,20.Mat. To-day,2.15 MARLOWE THE CAVALIER. GARDEN THEATRE 27th St. 4 Madison Ave.
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SOTHERN FOR 3 WEEKS
MORE as
HAMLET

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The Ninety and Nine Prices \$.60.78,1.00. Mats. To-day & Wed. 2. Evs. 8:16.

PIANOLA RECITAL Hall Aeolian

TO-DAY, SATURDAY, JAN. 10, AT 3 P. M

(No Cards of Admission Necessary.)

SOLOIST.

Mr. JULIAN WALKER, Basso.

Without the Pianola what possibilities are hidden within the piano. Before the Pianola came, how very few there were who even caught a glimpse into the grand world of harmony. Toiling laboriously to reproduce a small per cent. of the great compositions of the masters, even the best pianists were sadly

The iron rules of technique, the inexorable necessity of long hours spent in daily practice, forbade pianists the pleasure of roaming at will within the world of music. To all the rest of human kind the master pieces of the grandest art that is known to man were buried treasures.

The Pianola enables any one to play upon any piano any selection ever composed, and to play it with expression and individuality.

This recital affords a demonstration of the Pianola. Unless you have adequate reasons to feel sure that you know what can be done with the Pianola, we urge your attendance at this recital or a visit to our warerooms at your early convenience.

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Rosamunde Overture Schubers ORCHESTRELLE.
Fantasie Impromptu
O Ruddler than a Cherry
(Accompanied with the Pianola.)
Lobzesang Symphonie
Soirce: de Vienne Valse Caprice No. 6 Schubert-Liszt PIANOLA.
(a) In My Beloved's Eyes

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Grand Opera Season 1902-1903.
Under the direction of Mr. Maarice Gran.
This afternoon, at 2.—LOHENGRIN. Nordica, Schumann-Heink: Anthes, Bispham, Muhlmann, Blass. Conductor, Hertz.
To-night. at 8, at Popular Prices—RIGO-LETTO. Sembrich, Homer; Dani, Campanari, Journet, Dufriche, Gilibert. Conductor, Mancipelli.

Journet, Dufriche, Gilibert, Conductor, Manclacill.

Sun. Evg., Jan. 11, at 8:30.—GRAND POPULAR CONCERT. In addition to a miscellaneous concert, by general request, Rossini's STABAT MATER will be repeated. Soloists: Gadski, Schumann-Heink, Scheff: Salignac, Journet. Entire Opera Orchestra and Chorus. Conductor, Manchelli.

Mon. Evg., Jan. 12, at 8.—ROMEO ET JULIETTE. Eames, Bridewell; Aivarez, Ed. de Reszke, Journet, Gilibert. Conductor, Manchelli.

Wed. Evg., Jan. 14, at 8:30.—Der Ring des Nibelungen. DAS RHEINGOLD. Reuss-Belec, Marylli, Schumann-Heink, Scheff, Bridewell: Anthes, Van Rooy, Bispham, Elmbiad, Blass. Conductor, Hertz. Evg., Jan. 16, at 8.—Performance at Special Prices. Double Bill.—LA FILLE DU REG, Mb. XT (The Daughter of the Regiment). Sembrich, Van Cauteren: Salignac, Gilibert. Followed at 10:15 by PAGLIACCI, Scheff; Dani, Campanari. Conductor, Pion.

Fri. Evg., Jan. 16, at 7:45.—Der Ring des Ni-

panari. Conductor, Flon.
Fri. Evg. Jan. 16, at 7:45.—Der Ring des Nibelungen. DIE WALKUERE. Gadski, SchumannHeinst, Homer, Scheff, Seygard, Marylli, Bridewell and Nordica; Anthes, Van Rooy, Elmblad.
Conductor, Hertz.
WEBER PIANOS USED. METROPOLITAN OPERA HOUSE.

DUSE Tues. Ever., Jan. 12th. Francesca da Rimini. Wed. Aft., Jan. 14th & MACHDA. Fri. Aft., Jan. 16th. Seats now on sale, \$2.50, \$1.50, \$1.00, 75c.

WAGNER OPERA LECTURE RECITALS
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At \$:30 P. M. Six Mondays and Thursdays.
Jan. 12th—"Tristan and Isolde." Jan. 15th—
"Parsifal." Seats. \$1.0) to 25c.

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Star Engagement,
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3rd SYMPHONY CONCERT FRANK DAMROSCH Director THIS (SAT.) AFTERNOON AT 2:30, AT CARNEGIE HALL, Programme: GRIEG, Suite from "Peer Gynt." ROBERT VOLKMANN, Serenade; SODERMANN Swedish Wedding March Niss SUSAN METCALFE Mr. LEO SCHULZ

Tickets at office Musical Art Society, a

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New York's Finest, the World's Safest Theatre. MAJESTIC Opens Next Thurs. Eve., Jan. 15, THE WIZARD OF OZ.
Staged by Mr. JULIAN MITCHELL
Seat Sale at box office. \$1.50. \$1, 75c., 50c. & 25c.

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